

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

MARIANIST PROVINCE OF THE UNITED)	
STATES and ST. JOHN VIANNEY HIGH)	
SCHOOL, INC.,)	
)	
Plaintiffs,)	No. 4:17-CV-805 RLW
)	
v.)	
)	
CITY OF KIRKWOOD,)	
)	
Defendant,)	
)	
and)	
)	
BOARD OF ADJUSTMENT OF THE)	
CITY OF KIRKWOOD,)	
)	
Respondent.)	

JUDGMENT

In accordance with the Memorandum and Order entered this day and incorporated herein,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that Plaintiffs' Motion for Partial Summary Judgment Pursuant to Fed. R.Civ. P. 56(C) (ECF No. 58) is **DENIED** and Defendants' Cross-Motion for Partial Summary Judgment (ECF No. 72) is **GRANTED**. The Court **AFFIRMS** the order and judgment of the Board of Adjustment denying the variance. Plaintiffs' claims are **DISMISSED** with prejudice.

Dated this 7th day of September, 2018.


RONNIE L. WHITE
UNITED STATES DISTRICT JUDGE